



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/688,068
Filing Date: October 17, 2003
Applicant: Dukesherer, et al.
Group Art Unit: To Be Assigned
Examiner: To Be Assigned
Title: METHOD AND APPARATUS FOR SURGICAL
NAVIGATION
Attorney Docket: 5074A-000069

Director of the United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 CFR 3.73(b) AND POWER OF ATTORNEY

Under 37 C.F.R. § 3.73(b), the undersigned hereby states that the below-named Assignee is an assignee in the above-identified Application:

Assignee: Surgical Navigation Technologies, Inc.
826 Coal Creek Circle
Coal Creek Corporate Center One
Louisville, CO 80027

The documentary evidence of a chain of title from the original owner to the Assignee is provided in the Assignment Document(s):

☒ filed herewith,

☐ previously filed,

Reel No. _____, Frame No. _____.

POWER OF ATTORNEY

I hereby appoint each practitioner at Customer No. 27572 of Harness, Dickey & Pierce, P.L.C., my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.


CORRESPONDENCE ADDRESS

I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to Customer No. 27572, Harness, Dickey & Pierce, P.L.C., P. O. Box 828, Bloomfield Hills, Michigan 48303 (248) 641-1600.

The undersigned, whose title is supplied below, is empowered to sign this certificate on behalf of the assignee.

RESPECTFULLY SUBMITTED,

Date: 3/5/04


Name: Mark W. Hunter
Title: Group Director Bus. Development

ASSIGNMENT

Atty. Docket No. 5074A-000069

The undersigned, hereinafter referred to collectively as Assignor, has an interest in the invention entitled:

METHOD AND APPARATUS FOR SURGICAL NAVIGATION

which is the subject of a United States or International application for patent

- (a) ☐ executed on even date preparatory to filing (each inventor should sign this Assignment on the same day as he/she signs the Declaration and Power of Attorney);
- (b) ☐ executed on _____, _____, _____;
- (c) ☒ filed on October 17, 2003, and assigned Serial No. 10/688,068 or PCT International Application No. _____;
- (d) ☐ U.S. Patent No. _____, issued _____, and
☐ presently assigned as evidenced at Reel _____, Frame _____; or
- (e) ☐ entitled above and naming the undersigned inventors in this provisional patent application; and

Surgical Navigation Technologies, Inc. having a place of business at 826 Coal Creek Center, Coal Creek Corporate Center One, Louisville, CO 80027, hereinafter referred to as Assignee, is desirous of acquiring Assignor's interest therein:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy whereof is hereby acknowledged, Assignor by these presents does sell, assign and transfer unto Assignee and its successors in interest, the full and exclusive right, title and interest in the United States of America and all foreign countries, including the right to claim priority under the laws of the United States, the Paris Convention, and any foreign countries, to the said invention as described in the aforesaid application, said application for patent and all Letters Patent therefor to be held and enjoyed by Assignee to the full end of the term for which said Letters Patent are granted and any extensions thereof as fully and entirely as the same would have been held by Assignor had this assignment and sale not been made, and the right to recover for past infringements of, or liabilities for, any of the rights relating to any of said applications or patents resulting therefrom;

Assignor hereby covenants and agrees to execute all instruments or documents required or requested for the making and prosecution of any applications of any type for patent in the United States and in all foreign countries including, but not limited to, any provisional, continuation, continuation-in-part, divisional, renewal or substitute thereof, and as to letters patent any reissue, re-examination, or extension thereof, and for litigation regarding, or for the purpose of protecting title and to the said invention, the United States application for patent, or Letters Patent therefor, and to testify in support thereof, for the benefit of Assignee without further or other compensation than that above set forth;

Assignor hereby covenants that no assignment, sale or agreement or encumbrance has been or will be entered into which would conflict with this Assignment; and

Assignor hereby requests the Commissioner of Patents and Trademarks to issue said Letters Patent of the United States of America to Assignee, and requests that any official of any country or countries foreign to the United States, whose duty it is to issue or grant patents and applications as aforesaid, to issue said Letters Patent, Utility Model Registration or Inventor's Certificate to Assignee.

Assignor hereby authorizes an attorney authorized to prosecute this patent application to insert here in parentheses (Application No. _____, filed _____) the filing date and application number of said application when known.

ASSIGNMENT

John H. Dukesherer
John H. Dukesherer

State of COLORADO)
County of BOULDER) ss.

On this 5th day of MARCH, 2004, before me personally appeared the foregoing individual, who executed the foregoing instrument and who acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

Patricia Olson
Notary Public,

BOULDER County, State of COLORADO

My Commission Expires: 8-11-05

Bruce M. Burg
Bruce M. Burg

State of COLORADO)
County of BOULDER) ss.

On this 5th day of MARCH, 2004, before me personally appeared the foregoing individual, who executed the foregoing instrument and who acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

Patricia Olson
Notary Public,

BOULDER County, State of COLORADO

My Commission Expires: 8-11-05

ASSIGNMENT

Bradley A. Jacob 3/5/04
~~John B. Jacob~~
Bradley A. Jacob BAT 3/5/04

State of COLORADO)
County of BOULDER) ss.

On this 5th day of MARCH, 2004, before me personally appeared the foregoing individual, who executed the foregoing instrument and who acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

Patricia Olson
Notary Public, -

BOULDER County, State of COLORADO

My Commission Expires: 8-11-05

Paul Kessman
Paul Kessman

State of Colorado)
County of BOULDER) ss.

On this 5th day of MARCH, 2004, before me personally appeared the foregoing individual, who executed the foregoing instrument and who acknowledged to me that he executed the same of his own free will for the purposes therein set forth.

Patricia Olson
Notary Public,

BOULDER County, State of COLORADO

My Commission Expires: 8-11-05